



# RAVALLI COUNTY ATTORNEY

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## Memorandum

RECEIVED

FEB 13 2009

Ravalli County Commissioners

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TO: John Lavey, Interim Planning Director

CC: Ravalli County Commissioners  
Stevensville City Attorney

FROM: Karen Mahar, Deputy 

DATE: February 13, 2009

RE: Status of Stevensville extra-territorial zoning

Dear John:

I have reviewed the January 20, 2009, letter you forwarded from Ben Longbottom of the Stevensville Planning Department. I have also reviewed the prior correspondence from our office to Stevensville City Attorney Keithi Worthington regarding the preemption under §76-2-310 and §76-2-311, MCA of Stevensville's extra-territorial zoning by the Ravalli County interim zoning regulations put in place by Ravalli County electors.

At this time, due to the repeal by Ravalli County voters of the County's growth policy and the lapse of the interim zoning regulation in November, 2008, our office agrees that Stevensville's extra-territorial zoning should again apply to proposed development within the extra-territorial zoned area.

Per our prior discussions, please notify any subdivision applicants with pending projects accordingly. These projects, if they have not reached sufficiency, should be reviewed for compliance with Stevensville's extra-territorial zoning as well as Ravalli County's subdivision regulations.

Please let me know if you have any additional questions or concerns.

KM:hs

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